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FACSIMILE TRANSMISSION COVER SHEET

Date: February ²³22, 2005

Our File No.: BR6.P41

Number of Pages: 8 (not including this page)

To: Susan McCormick
Art Unit 1654

Company Name: U.S. Patent and Trademark Office

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From: Michelle Bos

SPECIAL HANDLING INSTRUCTIONS:

Amendment and Response to Office Action Attached

- Resent w/ signatures. 2/23

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ira Clevenger
Serial No.: 10/713,611
Filed: 11/13/2003
For: APPLE TREE 'FUGACHEE FUJI'
Examiner: S. McCormick Ewoldt
Docket: BR6.P41

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Commissioner for Patents
P.O. Box 1450
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I hereby certify that the following attached papers and/or fees:

1. Amendment and Response to Office Action
2. Request for Extension of Time to Respond

are being transmitted via facsimile on the date indicated above to the fax number indicated above.

Michelle Bos


Signature

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ira Clevenger
Serial No.: 10/713,611
Filed: 11/13/2003
For: APPLE TREE 'FUGACHEE FUJI'
Examiner: S. McCormick Ewoldt, Art Unit 1661
Docket: BR6.P41

Commissioner for Patents
Mail Stop Amendment
P.O. Box 1450
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23
February 22, 2005

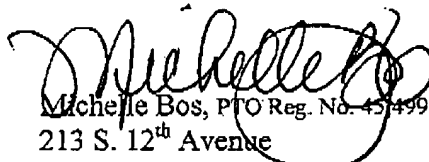
TRANSMITTAL OF AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

In response to the Office Action mailed November 15, 2004, applicant submits herewith an Amendment and Response to Office Action in the above referenced application.

Respectfully Submitted,

STRATTON BALLEW PLLC


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